

# State of South Dakota

EIGHTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2011

753S0469

## HOUSE STATE AFFAIRS ENGROSSED NO. **HB 1094** - 2/7/2011

Introduced by: Representatives Munsterman, Haggar, Hoffman, Miller, Moser, Nelson (Stace), Olson (Betty), Russell, and Verchio and Senators Holien, Begalka, Kraus, Krebs, Lederman, Maher, and Schlekeway

1 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the filing of  
2 campaign finance disclosure statements.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 12-27-22 be amended to read as follows:

5 12-27-22. A campaign finance disclosure statement shall be filed with the secretary of state  
6 by the treasurer of every:

- 7 (1) Candidate or candidate campaign committee for any statewide or legislative office;  
8 (2) Political action committee;  
9 (3) Political party; and  
10 (4) Ballot question committee.

11 The statement shall be signed and filed by the treasurer of the political committee or  
12 political party. The statement shall be received by the secretary of state and filed by 5:00 p.m.  
13 each February first and shall cover the contributions and expenditures for the preceding calendar  
14 year. The statement shall also be received by the secretary of state and filed by 5:00 p.m. on the



1 second Friday prior to each primary and general election complete through the fifteenth day  
2 prior to that election. If a candidate is seeking nomination at the biennial state convention, the  
3 candidate or the candidate campaign committee shall file a campaign finance disclosure  
4 statement with the secretary of state by 5:00 p.m. on the second Friday prior to any biennial state  
5 convention. Any statement filed pursuant to this section shall be consecutive and shall cover  
6 contributions and expenditures since the last statement filed.

7 The following are not required to file a campaign finance disclosure statement:

- 8 (1) A candidate campaign committee for legislative or county office on February first  
9 following a year in which there is not an election for the office;
- 10 (2) A county, local, or auxiliary committee of any political party, qualified to participate  
11 in a primary or general election, prior to a statewide primary election;
- 12 (3) A legislative or county candidate campaign committee without opposition in a  
13 primary election, prior to a primary election;
- 14 (4) A ballot question committee prior to a primary election unless the committee is  
15 involved in a ballot question voted on at the primary;
- 16 (5) A candidate campaign committee whose name is not on the general election ballot,  
17 prior to the general election; and
- 18 (6) A political committee that regularly files a campaign finance disclosure statement  
19 with another state or the Federal Election Commission or a report of contributions  
20 and expenditures with the Internal Revenue Service.

21 A violation of this section is a Class 1 misdemeanor.